

Bellevue Common Council
Monday January 23, 2023
Bellevue City Hall, 115 E Pine St, Bellevue
Regular Meeting Minutes

5:31 p.m. Call to Order:

Mayor Goldman called the Regular Meeting to order. A roll call attendance was conducted, and Council members present were, Shaun Mahoney, Doug Brown, Chris Johnson, Robin Leahy, John Carreiro and Christina Giordani. For the record, no one was absent. For the record, Council President Brown, Alderwoman Leahy, Alderwoman Giordani and Clerk/Treasurer Edwards were physically present in the official meeting location of the Council Chambers of City Hall. A quorum was present for the entire meeting. Staff present were Rick Allington, City Attorney; Greg Beaver, Fire Chief; Kirtus Gaston, Assistant Marshal; and Marian Edwards, City Clerk/Treasurer.

Notice and Hearing Compliance:

The posting of this regular meeting agenda complied with Idaho Code 74-204. The regular meeting agenda was posted five (5) days prior to the meeting at the Bellevue Post Office, the bulletin board outside of City Hall and on the City website on January 18, 2023. Brown motioned that the notice agenda was in compliance with Idaho Code 74-204. Johnson seconded. All in favor. The motion passed.

1. Call for Conflict as outlined in Idaho Code §59-703 (f) – 704 With Any Agenda Item.
Goldman called for conflict from any Council member or staff member with any agenda items. No conflicts were noted.

2. Public Comment for Items of Concern Not on the Agenda that Match the Idaho State Transparent and Ethical Government Standards. Darrin Gillespie asked for assistance with code enforcement and Goldman directed him to speak with Assistant Marshal Gaston. Alan Barr said he had concerns with code enforcement and the dangerous condition of the City streets with all of the ice and lack of width to allow two cars to pass.

OLD BUSINESS

3. Consent Agenda:
 - a. Minutes of January 9, 2023
 - b. Claims from January 10, 2023, to January 23, 2023
 - c. Financial Reports - Treasurer's 1Q2023 Quarterly Report
 - d. Request for Funds: Keller Associates, Inc. Task Order No 007 for the lump sum of \$30,944.00 to provide Permit Renewal Support for DEQ Reuse Permit M-112-03, Line Item 51073- Contract Labor- Wastewater: Kathryn Goldman, Mayor, and Brandon Keller, PE, Keller Associates, Inc.

Brown questioned the expenses for Sunrise Engineering. Goldman noted that she had asked for

a review of the Main Street Overlay district map and ordinance. Brown further questioned the inclusion of affordable housing wording on the Sunrise charges and Goldman responded that the overlay would consider if any development would be for affordable housing. Brown asked Edwards for more detail on how the use of outsourcing has affected expenditures and Edwards noted that she would design a report for Council use in the near term. Brown motioned to approve the consent agenda as presented. Leahy seconded. Roll call vote results: Mahoney- yes, Brown- yes, Johnson- yes, Leahy- yes, Carreiro- yes, Giordani- yes. Motion passed.

NEW BUSINESS

4. Discussion and Consideration of Resolution #2291: Approving the Reclassification of Certain Positions in the City's Public Works Department. Kathryn Goldman, Mayor. Goldman noted that the new job descriptions were to acknowledge that lots of work as been contracted out and to allow more flexibility. Johnson noted that wastewater and water were separately funded and took issue with lumping the existing wastewater and water positions into a generalist public works position. Johnson noted that it appears that the proposed design is to dissolve the water and wastewater positions and expressed that he wanted to be certain that the goal is not to do away with the internal staff. Johnson noted that he does not want the City to move to forever outsourcing and that building back a qualified staff needs to happen. Johnson noted that he had made a number of notes for corrections, missing items and would share them with Goldman. Mahoney suggested that waiting to discuss this matter until the next meeting would be wise. Brown motioned to table the matter until the next meeting. Giordani seconded. Roll call vote results: Mahoney- yes, Brown- yes, Johnson- yes, Leahy- yes, Carreiro- yes, Giordani- yes. Motion passed.

5. Discussion and Consideration of Resolution #2292: Amending the City's Agreement with Pappas Pumping and Land Development for On-Call Plowing Services increasing the Original Amount by \$50,000 to an Amount Not to Exceed \$80,000. Kathryn Goldman, Mayor. Goldman noted that it has been a large snow year and that contracted operations had exceeded the original contract. Goldman noted that there have been numerous equipment breakdown and loss of two (2) staff members. Allington requested the revised contract to include clarification on insurance coverage and attorney's fees. Brown asked about equipment failures and noted that the Urban Renewal Agency could help in equipment. Goldman said a list would be put together and submitted. Brown asked about the status of street sanding and why it was taking so long to get the streets sanded. Goldman noted that the sand and equipment needed to be warmed. Brown noted that this was a long time issue and needed to be addressed. Johnson noted that the crews needed to be out on warm days to remove slush. Mahoney noted that Pappas has done a better job than he has seen in the past fifteen years. Goldman noted that Sun Valley Mayor Hendrix has agreed to send street employee to do a ride along with Pappas to give tips. Leahy asked for details on the City equipment that is currently running. Consultant Butzlaff responded: grader, loader, two (2) sanders, two (2) Mack trucks, Toolcat and that

Pappas has provided a loader and a skid steer. Consultant Butzlaff noted that Pappas has three (3) operators. Brown motioned to approve the resolution as presented. Johnson seconded. Roll call vote results: Mahoney- yes, Brown- yes, Johnson- yes, Leahy- yes, Carreiro- yes, Giordani- yes. Motion passed.

6. Discussion on Establishing a Civil Money Penalty as an Alternative to an Infraction or Misdemeanor. Kathryn Goldman, Mayor. Goldman noted that penalties need to apply across the code, but do not need to criminalize people. Goldman noted that a fee would be charged, but keeps us out of the criminal court and having to pay attorneys fees. Johnson noted that he was okay with the alternative, but that it couldn't overburden staff and that a collection needs to be planned. Brown noted that this was needed to change behavior and that fees need to get people's attention. Goldman noted that the goal is voluntary compliance. Mahoney noted that he likes the idea to not have to burden the City Attorney. Allington noted that this type of system makes it easier to prove case. Giordani asked who would initiate the process and Goldman responded that it would be code enforcement under the Marshal's office. Goldman noted that she would bring back as a properly noticed public hearing. Allington noted that this matter still needed to be fleshed out by staff.
7. Mayor's Update on the January 25, 2023, Common Council Strategic Planning Retreat at the Fairfield Inn & Suites Conference Room in Hailey from 9am to 2pm and other miscellaneous items. Kathryn Goldman, Mayor. Goldman noted that the Council needed to assess what the City should pursue for wastewater and water items. Goldman noted that she had submitted requests for wastewater and water loan funding over the past few weeks and expects to hear responses by July 1. Goldman noted that principal forgiveness was also requested. Johnson noted that he was unable to attend due to the Association of Idaho Cities Water Summit occurring on the same date. Goldman noted that she is excited about having the opportunity to have the retreat, reminded all that there would be no voting or decisions made and that anything that came out of the retreat would be presented and voted on in a formal meeting.
8. Executive Session to Discuss Personnel, Pending Litigation and/or Land Acquisition Pursuant to Idaho Code §74-206. There was no executive session.
9. Adjournment. Brown motioned to adjourn. Johnson seconded. All in favor and the meeting ended at 6:46pm.



Kathryn Goldman, Mayor



Marian Edwards, City Clerk/Treasurer